



Express Mail No.: EV 452 773 315 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mikszta *et al.*

Confirmation No.: 8037

Serial No.: 10/803,746

Group Art Unit: 1646

Filed: March 17, 2004

Examiner: To be assigned

For: A METHOD FOR DELIVERING
INTERFERONS TO THE
INTRADERMAL COMPARTMENT

Attorney Docket No.: 11219-030-999
(500752-999029; P-4901-P1P1)

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice To File Missing Parts Of Non-provisional Application (the "Notice") mailed May 18, 2004, a copy of which is attached hereto, Applicant submits herewith a Declaration and Power of Attorney executed by John A. Mikszta, John P. Dekker III, Ronald J. Pettis, and Paul G. Alchas on August 12, 2004, August 9, 2004, August 11, 2004 and August 17, 2004, respectively.

Assignments of the above-identified application to assignee Becton Dickinson and Company are concurrently submitted under separate cover to the Assignment Recordation Services for recordation. Copies of the Assignments are also enclosed.

Also submitted herewith are the following documents:

1. a Power of Attorney by Assignee and Exclusion of Inventors under 37 C.F.R. § 3.71 with statement under 37 C.F.R. §3.73 (b) executed by David H. Highet on behalf of Becton Dickinson and Company. Mr. Highet is authorized to act on behalf of Becton Dickinson and Company;
2. A Petition for Extension of Time under 37 C.F.R. § 1.136(a) for two (2) months (with provision for required fee); and
3. Change of Correspondence Address Form.

The fee for this submission is believed to be \$216.00 (including the \$130.00

late oath or declaration surcharge and \$86.00 for 3 independent claims over 3). Please charge the required fee to Jones Day Deposit Account No. **503013**. A duplicate of this sheet is enclosed for accounting purposes.

Date: September 20, 2004

by *Jacqueline Benn*
Laura A. Coruzzi Reg No. 43,492
30,742
Laura A. Coruzzi (Reg. No.)
JONES DAY
222 East 41st Street
New York, New York 10017-6702
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Enclosures



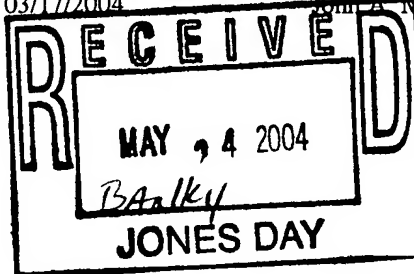
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11219-030-999

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/803,746	03/17/2004	John A. Mikszta	500 752 999 029 (11219-03)

20583
 JONES DAY
 222 EAST 41ST ST
 NEW YORK, NY 10017



CONFIRMATION NO. 8037

FORMALITIES LETTER



OC000000012695237

Date Mailed: 05/18/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

OATH Decl + Fee 7/18/04 FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:


Total additional fee(s) required for this application is \$216 for a Large Entity

- \$130 Late oath or declaration Surcharge. 09/23/2004 HVUONG1 00000085 503013 10803746
- Total additional claim fee(s) for this application is \$86 01 FC:1051 130.00 DA
02 FC:1201 86.00 DA
- \$86 for 3 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202
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